

TODD BOLEY, No. 68119
ERICKSON, BEASLEY, HEWITT & WILSON LLP
483 Ninth Street, Suite 200
Oakland, California 94607
Telephone: (510) 839-3448; Fax: (510) 839-1622

Attorneys for Defendants
County of Alameda, Charles Plummer, Leendert
Verburg, Michael Giammalvo, James Russell, Sean
Osborne and Gina Livensparger

IN THE UNITED STATES DISTRICT COURT
IN AND FOR THE NORTHERN DISTRICT OF CALIFORNIA

LOUIS PATTON and ELIJAH KING-WRIGHT,)	Case No. C06-04108 MJJ
)	
Plaintiffs,)	Date: October 24, 2006
)	Time: 2:00 p.m.
v.)	Courtroom 11, 19th Floor
)	

COUNTY OF ALAMEDA, a governmental entity;)	STIPULATION AND PROPOSED
CHARLES PLUMMER, in his capacity as Sheriff)	ORDER RE CONTINUANCE OF
for the COUNTY OF ALAMEDA; LEENDERT)	CASE MANAGEMENT
VERBURG, individually, and in his capacity as a)	CONFERENCE
deputy sheriff for the COUNTY OF ALAMEDA;)	
MICHAEL GIAMMALVO, individually and in his)	Judge: Martin J. Jenkins
capacity as a deputy sheriff for the COUNTY OF)	
ALAMEDA; JAMES RUSSELL, individually and)	
in his capacity as a deputy sheriff for the COUNTY)	
OF ALAMEDA; SEAN OSBORNE,)	
individually and in his capacity as a deputy sheriff)	
for the COUNTY OF ALAMEDA; GINA)	
LIVENSARGER, individually and in her capacity)	
as a deputy sheriff for the COUNTY)	
OF ALAMEDA; and DOES 1-25, inclusive,)	
)	
Defendants.)	

The parties, through their respective counsel, hereby stipulate and jointly request that the Case Management Conference scheduled for October 24, 2006, the Rule 26 Initial Disclosure Statements and production of documents and things, and the Joint Case Management Conference Statement, be continued for a period of sixty (60) days, or as soon hereafter as the Court deems appropriate.

1 This Stipulation and proposed Order are made due to the following facts:

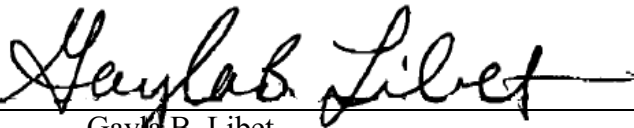
2 1. Edwin J. Wilson, Jr., the attorney originally assigned to this case from Erickson,
3 Beasley, Hewitt & Wilson LLP, the law firm representing defendants, has taken a new position with
4 the firm of Lafayette and Kumagai, effective October 1, 2006. This new firm is not currently on the
5 panel of counsel authorized to represent defendants in this case. Therefore defendant County of
6 Alameda is required by its RFP rules and procedures to reassign the case to another attorney, who
7 must then become familiar with this case.

8 2. In addition, the County defendants have filed a motion to dismiss currently scheduled
9 to be heard on November 14, 2006. The parties agree that the motion should go forward as
10 scheduled so the issues raised by the motion can be resolved at an early date, and the scope of the
11 case can be more fully defined. The parties believe that their efforts to meet and confer regarding
12 relevant case management issues will be more fruitful after receiving the Court's guidance following
13 the rulings on the proposed motions.

14 3. Mr. Wilson has conferred with both John L. Burris and Gayla B. Libet, attorneys
15 representing the plaintiffs, and plaintiffs' counsel have no objections to the above Stipulation.

16 Dated: October 11, 2006

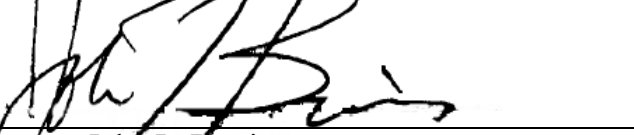
LAW OFFICES OF GAYLA B. LIBET

18 By: 
19 Gayla B. Libet

20 Attorneys for Plaintiffs

21 Dated: October 11, 2006

LAW OFFICES OF JOHN L. BURRIS

23 By: 
24 John L. Burris

25 Attorneys for Plaintiffs

26 ///

27 ///

28 ///

1 Dated: October 9, 2006

ERICKSON, BEASLEY, HEWITT & WILSON LLP

2
3 By: 

Todd Boley

4 Attorneys for Defendants

5
6 Dated: October 9, 2006

LAFAYETTE & KUMAGAI LLP

7
8 By: 

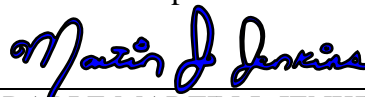
Edwin J. Wilson, Jr.

9 Attorneys for Defendants

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11 **ORDER**

12 PURSUANT TO STIPULATION, IT IS SO ORDERED. Initial Case Management
13 Conference rescheduled for Tuesday, January 23, 2007 at 2:00 p.m.

14 Dated: 10/17/2006



HONORABLE MARTIN J. JENKINS
Judge of the District Court

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